P/8

S.R. 71.

# 1940

# Department of Revenue

**OFFICE** of the Board of Revenue

**STATION** Madras

Misc **No.** 2061

F. VVJ.

E 143/40

**Dated** 31-7-40

2 AUG 1940

Pages in the file W.F. 25

(SUBJECT.)

Lands and bldgs – Military – (Bellary) Bellary in and from – disposal thereof Military Estates Officer – Issue of title deeds

Orders passed

From

A.D.Crombie Esq., C.I.E., I.C.S.,

Collector, Bellary.

To

8 - JAN 1940

The Secretary to the Board of Revenue,

Madras.

Ref. C. No. 5201/39 dated 5-1-1940.

Sir,

Military - lands and buildings - Bellary taluk and town - disposal by the Military Estates Officer - registry and charge of assessment or ground rent.

The Military Estates Officer, Bangalore, has informed me that he has sold the military properties furnished in the appended statements. According to the conditions in the sale notice the purchasers are liable to pay annual ground rent at Rs. 6-4-0 an acre or such other sum as may be fixed by the Local Government. The municipal limits as revised were approved in G.O. No. 4290, L.A. dated 2-11-1939. The particulars of lands sold are furnished in the two statements enclosed. Statement A contains lands and properties lying within the revised municipal limits. It is presumed that these lands will have to be charged ground-rent at Rs. 6-4-0 an acre. I request to be informed whether my presumption is correct and if so whether house site title deeds under B.S.O. 21 may be issued. This procedure will absolve the Military authorities from the liability of payment of taxes to the municipality. Particulars of lands and properties lying beyond the revised municipal limits are furnished in the Statement 'B' These lands also have to be charged ground rent or assessment. It is doubtful whether ground rent can be levied on these lands at Rs. 6-4-0 an acre as they are beyond the Municipal limits. I therefore

request

request orders as to whether the lands in Statement B should be registered as ryotwari holdings in the names of the purchasers fixing appropriate taram assessment for them or ground rent should be charged retaining the lands as village site porambokes, though these lie beyond the municipal limits.

M. Ahmed Khan
7.1.100
For Collector.

P.S. 6/1. 6.1.

Copy to Revenue Divisional Officer, Bellary.
" Tahsildar, Bellary.

Statement A. Particulars of lands and buildings lying within the limits of the revised Municipal boundary and sold to private parties by the Military Estates Officer, Bangalore.

| Serial No. | Lot No. | R.S. No. | Town survey particulars. Ward No. | Block No. | T.S. No. | Extent. | | Remarks. |
|---|---|---|---|---|---|---|---|---|
| 1 | 2 | 3 | 4 | 5 | 6 | 7 | | 8 |
| 1 | 1 | 638 A14 part | 22 | 3 | 7 | 4 | 48 | Military Hospital and appurtenance. |
| | | | | | | 4 | 48 | |
| 2 | 2 & 3 | 638 A4 part | 22 | 3 | 2 | 17 | 93 | Female Hospital cook house and vacant land (waste land) |
| | | | | 3 | 3 | 1 | 15 | |
| | | | | | 4 | - | 07 | |
| | | | | | 5 | 6 | 68 | |
| | | | | | 6 | | 12 | |
| | 3 | | 22 | 9 | 2 | | 02 | |
| | | | | | 3 | 13 | 32 | |
| | | | | | 4 | 0 | 32 | |
| | | | | | 9 | - | 96 | |
| | | | | | | 11 | 78 | Vacant land beyond Municipal limits. |
| | | 638 A5 part | 22 | 9 | 5 | 1 | 10 | Road |
| | | | | | | 53 | 45 | |
| | 4 | 638 A4 part | 22 | 4 | 1 | 10 | 73 | Indian Military staff quarters etc., including Garrison Bible and Prayer room. |
| | | | | 7 | 2 | | 14 | |
| | | | | 7 | 5 | 7 | 78 | |
| | | | | 7 | 3 | 0 | 26 | |
| | | | | | | 18. | 91 | |
| | 6 | 522/1 part | 21 | 3 | 2 | | 14 | Granary |
| | | | | 3 | 3 | | 26 | |
| | | | | | | - | 40 | |
| | 9 | 522/41 & 522/1 A4 part | 21 | 3 | 9 | | 81 | * Site of demolished M.E.S. godowns 3,4, & 5. *Includes 0-22 of vacant land belonging to the Local Government in S.No. 522-1 A4. The Government have ordered that the cost of this plot should be recovered from the Military Estates Officer. |

| 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 |
|---|---|---|---|---|---|---|---|
| 6 | 5 part | 522/1 A-4 | 21 | 5 | 16 | 1 24 | Vacant land belonging to the Local Government. |
| | 5 part. | 522/46 part | 21 | 5 | 14 | 32 | Commissariat Sergeants quarters etc., |
| | 5 part | 522/54 | 21 | 5 | 17 | 09 | Racquat court. |
| | 5 part | 522/55 | 21 | 5 | 18 | 60 | Commissariat stores etc., |
| | 5 part | 522/1 A4 part | 21 | 5 | 18 | 39 | Vacant land belonging to the Local Government. Cost ordered to be recovered from the Military Estates Officer. |
| | | | | | | 1 08 | |
| 7 | 8 | 522/ 70 & 71 | 21 | 5 | 43 | 20 | 31 Powder Magazine. |
| | | | 21 | 5 | 45 | 03 | |
| | | | | | | - 23 | |
| 8 | 17 | 633 A part | 22 | 29 | 10/1 | 5 78 | Cavalry tank. |
| | | | | | 10/2 | - 09 | Well No. 12. |
| | | | | | | 5 87 | |
| 9. | 13 part | 633 A3 part | 22 | 30 | 8 | 1 32 | Waste land |
| | 13 part | 633 A3 part | 22 | 29 | 9 | 1 43 | Forage yard. |
| | | | | | | 2 75 | |
| 10 | 27 A part | 522/1 A4 part | 21 | 6 | 16 | - 06 | Well No. 25. |
| 11 | 31(2) | 522/1 A4 | 21 | 6 | 17 | 4 16 | Kharkhana lines. |
| | 31(3). | 522/1 A-4 | 22 | 34 | 4/1 | 2 80 | Saddle room and Pharmacy |
| | | Items 7 to 11 Grand total. | | | | 15 87 | |
| 12 | 20 | 636 A part | 22 | 14 | 2 | 1 95 | Railway kunta. |
| 13. | 24 | 522/ A4 part | 22 | 8 | 11 | - 09 | Well No. 23. |
| 14. | 29 part | 637 C part | 22 | 19 | 6 | 3 31 | Waste land. |
| 15. | 28 | 520 | 22 | 33 | 8 | 2 14 | Waste land. |

Abdul Khan
7.1.44

For Collector.

Statement B. Particulars of lands and buildings lying beyond the revised Municipal boundary and sold ~~the~~ to the Private parties by the Military Estates Officer, Bangalore.

| Serial Number | Lot Number | Survey Number | Extent. | Remarks. |
|---|---|---|---|---|
| 1 | 10 Part | 640 A Part | 0-20 | Well No. 5. |
| 2 | 12 Part | 310 Part | 7-72 | Houses |
| 3. | 16 Part | 597 Part | 205-50 | Waste land |
| | " | " | 0-01 | Well No. 9 |
| | " | " | 0-01 | Well No.14 |
| 4. | 18 Part | 601 & 597 Part Part | 111-75 | Fishes Tank. |

7.1.40
For Collector.

RK/6-1

7

**DRAFT FOR APPROVAL.** (S.V.N)

| | Date. | Initials. |
|---|---|---|
| When received for fair copying .. | 8/2/40 | |
| When copied .. | 11/2 | |
| When examined.. | | |
| When signed .. | | |
| When despatched. | | |

SUBJECT:— Lands & bldgs — Military — C Bellary — Bellary Th & Town — Disposal during the M-E 6 — Levy of assessment or ground rent.

ATTACHED 12 FEB 1940

READ AGAIN _____, dated _____ 19____

" " _____ " _____ 19____

READ *ALSO*:—

No. _____ From the _____, No. _____, dated _____ 19____

" Collr of Bellary, Rg C No 5,201/39 " 5-1-1940 ÷ Q.

" _____ " _____ " _____ " _____ 19____

~~Order Ms. No. _____, dated~~ Resolution Rout. Rejec E143/40-1 dated 9-2-1940

The Collr is requested to report ~~whether~~

(1) whether sale deeds in respect of the properties sold by the M-E 6 have been executed

(2) and, if so, whether the issue of title-deeds under BS-621 is also necessary

BP 7/2/40

To

The Collr of Bellary

Q 9/2/40

C.F. 32.

Revenue DEPARTMENT.

In reply, please quote number, date and short title.*

*Received* _____ *Registered* _____ E 1272

From (Name) A.D.Crombie Esq., CI.E., I.C.S.,

(Designation) Collector

Post Box _____, (Station) Bellary

*Telegraphic Address* _____

OFFICE OF THE BO
26 FEB 1940

To

The Secretary to the Board of Revenue,
Madras.

Ref.C. *No.*5201/39 A.2 *dated* 23-2- 1940.

Sir,

Enclosures _____

Spare Copies _____

Land and buildings - Military - Bellary taluk and town - Disposal by the Military Estates Officer, levy of assessment or groundrent.

Ref: Board's Ref. F. No. 143/40-1 dated 9-2-1940.

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The Military Estates Officer has intimated that he has sold certain military properties and handed them over to the purchasers. He has not furnished copies of any of the sale deeds executed. Under B.S.O. 21 title deeds have to be issued in respect of non agricultural lands, lying within the Municipal limits as the amount of ground rent fixed and payable to Government has to be intimated to the purchasers since the lands are classed as village site poramboke. In respect of agricultural lands within and beyond the municipal limits ryotwari pattas have to be issued fixing the appropriate Taram assessment. I request early orders in the matter as the occupants have to be charged with assessment or ground rent for the current fasli.

35621, F-m
F(ii)- p.87,
mn 68

Arthur, Khan
24.2.40

For Collector.

P.S. 24/2.

Signed 28/4

1.20

23/4. 23/4. 23/4.

Lands and bldgs - Military - (Bellary) - Bellary Th & Town - Disposal by the M.E.G - Issue of title-deeds and pattas - Levy of assessment and ground rent - Instructions - Issued.

Hp 1-2 ref Coll of Bellary, Reg C-5201/39 of 5 1/40 } G to Govt & Coll
p 9 ca — do — of 27 2/40

Reg E 143/40-2 dated 23-4-40

The Coll is informed

(1) that ryotwari 'pattas' may be issued in respect of the agricultural lands lying within and beyond the municipal limits, as revised,

(2) that ground rent should be levied in all cases of house sites and non-agricultural lands disposed of by the M.E.G and lying within the limits of Bellary town as notified under B.S.G 21-9 and

Sd to Jy 23/4

pF 2, B' 6E

(3) that barani assessment and not ground rent should be charged in respect of item (1) above.

2/ The question whether the

in respect of house-sites & non-agricultural lands within the limits of Bellary to

issue of title deeds) is necessary, is under the Board's consideration and orders on this point will issue separately. The Coller is however informed that he can make a demand for the ground rent in respect of these lands ~~item 2 above~~ on the strength of the condition in the sale notice that the purchasers are liable to pay annual ground-rent at Rs 6-4-0 an acre or such other sum as may be fixed by the Prov Govt. — p1. A

3/ The Coller of Bellary reports that certain military properties in Bellary have been sold by the Military Estate Officer. These properties consist of both agricultural and non-agricultural lands lying within and beyond the municipal limits. The Coller solicits orders whether house-site title deeds should be issued under B.S.O. 21 in respect of non-agricultural lands lying within the municipal limits. The Bd submits that, in cases of sales of military lands, the lands are usually — do — Mp 3-7 cr p. 1 cr p. 7, Feb 68

conveyed by the military authorities under sale deeds. It also submits that if such sale deeds in respect of the lands in question have already been executed, ~~the~~ it ~~will not be necessary to issue orders of assignment~~ will not be necessary under B.30 21. No definite information is available on this point as the Coll. reports that the M.E.G has not furnished him copies of any of the sale deeds executed. The Bd ∴ requests the Govt to ascertain from the M.E.G whether sale deeds have already been executed in respect of the ~~lands~~ properties specified in the list enclosed, which have been sold by him.

Dated 24 Apr. 19..

The Coll. of Bellary (paras 1 & 2 only)

The Secy to the Govt, Rev Dept. with a list (para 3 only)

24.4.40

pp 3-4 of the original d. and.

22/4

22/4

22/4

OFFICE OF THE BOARD OF REVENUE
11 MAY 1940
MADRAS

15

GOVERNMENT OF MADRAS

E 2727 48/40

SECY.
11 MAY 1940

Revenue Department

No.1600 G/40-1.

****

From

B.G. HOLDSWORTH Esq., I.C.S.,

Secretary to the Government of Madras.

To

The Military Estates Officer,

Madras Circle, Bangalore.

Dated, Fort St. George, the 7th May 1940.

S i r,

Lands and buildings - Military - (Bellary) - Bellary taluk and town - Disposal by the Military Estates Officer - Execution of sale deeds.

------oOo------

I am directed to enquire whether sale deeds have been executed in respect of the properties in Bellary specified in the list enclosed which have been reported to have been sold by you to private parties.

I have the honour to be,

S i r,

Your most obedient servant,

B.G. Holdsworth,

Secretary to Government.

Copy to the Board of Revenue, with reference to its Refce.E.No.143/40-2, dated 23rd April 1940.

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Forwarded
/By Order/

P. Krishnan 10/5/40

Superintendent.

Cm.9/5:

28 MAY 1940

(Lr. RWS.)

Lands and buildings - Military - (Bellary) - Bellary Tk. and town disposal by the M.E.O. - Execution of sale deeds.

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1. R.D., Letter No. 1600 G/40-1, d. 7-5-40.

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Refer No. E 143/40-3, d. 25-5-40.

Communicated to the Collector Bellary, in continuation of the RD's Refer No. E 143/40-2, d. 23-4-40.

23.5.

7 JUN 1940
MADRAS

GOVERNMENT OF MADRAS

E 39/66 1432

Revenue Department.

REGD. 7-JUN 1940

Memorandum No. 1600 G/40-2 dated the 3rd June 1940.

- - - - - - - - - - - - - - - - - - - - - - - - - - - - - -

Lands and buildings - Military - (Bellary) - Bellary Taluk nd town - Disposal by the Military authorities - Execution of sale deeds.

Reference from the Board of Revenue E.No. 143/40-2 dated the 23rd April 1940.

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The Government agree with the Board of Revenue that if sale deeds have been executed in cases of sales of military lands it will not be necessary in such cases to issue orders of assignment under Board Standing Order 21.

2. The Military Estates Officer, Madras Circle, has stated that with the exception of serial Nos. 1 and 3 sale deeds have been executed in respect of all the properties shown in the list sent with the Board's reference quoted above.

A.J. Platt,

Under Secretary to Govt.

To the Board of Revenue.

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F o r w a r d e d

(By Order)

P Krishnan 5/6/40

Superintendent.

21/

(Revd)

C.F. 16

# DRAFT FOR APPROVAL.

| | Date. | Initials. |
|---|---|---|
| When received for fair copying .. | 21/6 | |
| When copied .. | 24/6 | |
| When examined.. | | |
| When signed .. | 25/6 | |
| When despatched | | |

SUBJECT :— Lands and buildings - Military (Bellary) - Bellary Salvk and Town - Disposal by the M. E.O. - Executing sale deeds.

DE... ...

READ AGAIN _____, dated _____ 19 ____

" " _____ " _____ 19 ____

READ ALSO :—

Q of E No. 3266/40 From the Sal. RD. Memo No. 1600-G/40-2 dated 3-6-1940

" " " " " " 19 ____

" " " " " " 19 ____

~~Order~~ ~~Ms.~~ Resolution Rout. ~~No.~~ _____, ~~dated~~ Reference No E143/40-4 of 21/19-6 19 40

p.3 of

The Board requests that the Sal. may be placed to ascertain from the M. E.O. whether he intends to executing sale deeds in respect of the serial nos 1 & 3 abo and if not, whether orders of assignment may be issued for them under S.56.21.

18/8/6

Mbro.

Eho

9/6

The Secy to Sal. RD 24/6

9/8/40

EA

OFFICE OF THE BOARD OF REVENUE
13 JUL 1940
MADRAS

GOVERNMENT OF MADRAS

23

E 46085

Revenue Department.

13

Memorandum No.2261-G/40-2 dated 9th July 1940.

Lands and Buildings - Military - Bellary taluk and town - Disposal by the Military Estates Officer - Execution of sale deeds.

Ref: From the Board of Revenue, E.No.143/40-4 dated 21-6-1940.

* ****

The Board of Revenue is informed that the Military Estates Officer has stated that steps are being taken to have sale deeds executed in respect of Serial Nos.1 and 3.

A. J. Platt,
Under Secretary to Government.

To the Board of Revenue.

Forwarded.
/By order/

V Ramiyer

cnr.

Superintendent.

26/ (F.W.S)

Lands and Bldgs – Military – (Bellary) – Bellary R. Farm – Disposal by the M.E.G. – Issue of title deeds – Orders passed

Pp 1-2 cf Collr of Bellary, C.No 5201/39 of 5 1/40
p 9 cf —do— of 23 2/40
Pp 11-13 cf Bd's Royce E 143/40-2 of 23-4-40
p 19 cf Govt RD Memo No 1600 G/40-2 of 3 6/40
31/7 p 23 cf —do— 22616/40-2 of 9 7/40
Ro (Res) 2061 dated 3/5-7-40

It has been ascertained from the Govt that, with the exception of serial nos 1 and 3, sale deeds have been executed in respect of all the properties shown in Lists A and B with the Collr's letter first cited above and that steps are being taken by the M.E.G to have sale deeds executed in respect of serial nos 1 and 3. The Bd. is considers ~~and the Govt agree with its view that~~ it is unnecessary ~~in Bellary Cases~~ to issue orders of assignment in cases of sales of non-agricultural lands within municipal limits.

para 2, p 19 cf

p 23 cf

15 cf

B.S.G. 2/3

The Collr of Bellary

27/7/40

Note File

Lands and bldgs — Military — (Bellary) — Bellary Th and Town — Disposal by the M.E.G — Levy of assessment or ground rent

1.4.40 (D)
12

pp 1-2 cf | E 143/40 Coll. of Bellary, lr C-5 201/39 of 5-1-40
p 9 cf. | E 1272/40 —— do —— of 23-2-40

In his letters read above, the coll of Bellary states that certain military properties in Bellary have been sold by the Military Estate Officer. Some of these
pp 3-11 cf | properties lie within the municipal limits
p 8 cf | and some, outside them. The Coll solicits orders on the following points, viz,

pp 1, - p 9 cf | (1) whether title deeds (orders of assignment) should be issued under B.S.G 21 in respect of non-agricultural lands lying within municipal limits,

p 2 cf | (2) whether ryotwari 'pattas' should be issued in respect of the agricultural lands lying within and beyond the municipal limits, as revised

p 3 cf | (3) whether ground rent at Rs 6/4 an acre may be charged in respect of (1)

p 4 cf | (4) whether the appropriate taram assessment or ground rent may be charged in respect of (2).

~~Item (1): The Coll states that according~~

~~to the conditions in the sale notice, the purchasers are liable to pay ground rent~~

Item (1) In cases of sales of military lands, the lands are usually conveyed by the military authorities under a sale deed. It is not known whether, in regard to the sales in question, such sale deeds have already been executed, as the Coll. states that the M.E.G has not furnished them to him. If sale deeds have been executed, title deeds will not be necessary. The Govt may ∴ be requested to ascertain this from the Military Estate Officer. A

p 9 cf

Item (2) A ryotwari patta does not convey any title. It only shows the amount of revenue payable to Govt on the land. Ryotwari pattas may be issued. B

BSO 30. para 111-112 B

Item (3) In the present case, it is not known whether the limits of Bellary town are co-terminous with those of Bellary Municipality. For purposes of levy of ground rent, the Coll should have notified the limits of Bellary town under B.S.G. 21-9. He may be informed that ground rent should be levied in all cases of house sites and non-agricultural lands disposed of by the military authorities and lying within the limits of Bellary town notified B

p 82 & 1Ph 57

under the B.S.6 referred to above.

Item (4) As the lands are agricultural only taram assessment and not ground rent should be charged.

The Coll. requests early orders, as the occupants have to be charged either assessment or ground rent for the current fasli. Orders may issue as above as regards items (2). to (4). The Coll. states that titledeeds have to be issued, as the amount of ground rent fixed and payable to Govt. has to be intimated to the purchasers. In the sale notice the purchasers were already informed that they were liable to pay the annual ground rent at Rs 6/4 an acre or such other sum as may be fixed by the Provl. Govt. Hence there seems no objection to making a demand for the ground rent even without actually issuing the title deed. The Coll. may be informed that orders on item (1) — issue of title deed — will be passed later.

TOP 12/4/1940

For orders.

A B C p. 2 n.o. D E

above may be approved.

SECY. 20 APR 1940

To A.S. (L.R.)

A.S. (L.R.)

Draft submitted.

TOP 24/6/40

18/6/19

[BD's Ref. No. E. 143/40-2. of 23.4.40]
E. 3286/40. [From the Govt., ~~Pol~~, Punjab
~~Govt~~ G/40-2. of 3-6-40)

Pp. 11 13 of
1. 190 of

To AS (LR).

The Govt. may be asked to ascertain from the H.E.O. whether he intends executing sale deeds in respect of Serial No. 1 & also and if not, whether the Govt. may be asked to issue the orders of assignment under B.S.O. 21. Draft subd.

18/8/6

27/6

A.S. (L.R.)

E 4685-/40 Govt. Memo No 2264 G/40-2 of 9-7-40 p 2 2 cf. Notes

The Govt. Memo read above is in reply to the BD's Reference dated 21-6-40. pr 1 cf.

It is now ascertained that ~~title~~ sale deeds have either been ~~executed~~ or proposed to be ~~executed~~ in respect of all the properties shown in the list B at pp 3-4 cf. In accordance with the view expressed at p 23 N.S., the ~~Govt~~ Colr.

may be informed that it is unnecessary to issue title deeds in respect of non-agricultural lands lying within ~~municipal~~ municipal limits.

Draft submd.

19/7.

27/7

Single Number: ~~[illegible]~~

B.P. Mes 2061
31-7-40

~~Full Board.~~

| | I.A. | A.D.S. & L.R. | Asst. Secretary L.R. | Asst. Secretary Sett. | Asst. Secretary Sep. Rev. | Jt. Secy. | Secy. | M 4 | M 3 | M 2 | M 1 |
|---|---|---|---|---|---|---|---|---|---|---|---|
| 1. Open file seen by | — | — | ✓ | — | — | — | — | — | — | ✓ | — |
| 2. Final draft seen by | — | — | ✓ | — | — | — | — | — | — | — | — |
| 3. Now circulated to | | | | | | | | | | | |
| 4. Initials. | | | | | | | | | | | |

Passed for record.

~~Secretary~~
Jt. Secretary
A.S. (C.W.)
A.S. (L.R.)
A.S. (Sett.)
A.S. (Excise)
A.D.S. & L.R.
I.A.

Note - Entries not required to be scored out.

TBP
4/9